**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY**

**W.P.No.25974 of 2005**

**Date:29.12.2005**

Between:

A.V.V.Ramaiah, E-86076, Conductor,

Visakhapatnam Depot, S/o Peddaiah,

53 years, R/p Visakhapatnam, Visakhapatnam District.

…. Petitioner

A n d

The APSRTC Rep. By its Regional Manager,

Visakhapatnam Region at Visakhapatnam.

… Respondents

**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY**

**W.P.No.25974 of 2005**

ORDER:

The petitioner is a conductor in first respondent-Corporation. Through proceedings dated 15.11.2005, the first respondent transferred him from Vishakapatnam to another depot treating him as the junior most conductor of Vishakapatnam. Petitioner states that his initial appointment was in the Vishakapatnam region way back in the year 1978 and thereafter, he was transferred to East Godavari. He contends that he has been re-transferred to Vishakapatnam and notwithstanding his long service he is being treated as junior most.

The learned Standing Counsel, on instructions, submits that the initial transfer of petitioner from Vishakapatnam to East Godavari and subsequent transfer from East Godavari to Vishakapatnam were at the request of the petitioner and that he has foregone his seniority on both the occasions.

The impugned order proceeded on the footing that the petitioner is one of the junior most conductors in the Vishakapatnam depot. Together with him several others were also transferred. The question as to whether the petitioner lost his seniority when he was transferred from one place to another, needs to be considered in this regard. If the transfer was at his request on the condition of foregoing the seniority, no exception can be taken to the impugned order. On the other hand, if it is on the administrative grounds, the matter needs to be reconsidered. Petitioner already made representation on 22.11.2005. The first respondent can consider the same and pass appropriate orders.

Hence, the writ petition is disposed of directing the first respondent to consider the representation dated 22.11.2005 submitted by the petitioner and pass appropriate orders within a period of four weeks from the date of this order. No order as to costs.

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**29.12.2005**

**Note:**

**Issue c.c. in one week.**

**B/o**

**Mdaa.**